

SIEGEL'S BANK VICTIMS TO BE PAID AT ONCE

Court Commands Immediate
Distribution of \$402,000
in Dividends.

NEW YORKERS, 15.4 P. C.;
TO BOSTONIANS, 12.5

Judge Hough Condemns as
Cruel False Hopes Held
Out to Depositors.

DEFENDANTS ARRESTED

Siegel and Vogel Again Plead
Not Guilty—Held Till Backers
Renew Support.

Judge Charles M. Hough, in the
United States Court, yesterday ordered
the immediate payment of a dividend
of 15.4 per cent to the depositors in the
Henry Siegel & Co. bank who made
their deposits at the main office in this
city. The Boston depositors, who had
a total of \$75,000, will receive 12.5 per
cent.

The order of Judge Hough makes
sure that none of what is left of the
\$2,500,000 paid to Henry Siegel and
Frank E. Vogel will be needlessly spent
in bankruptcy proceedings. Delay of
months in paying the depositors will
also be avoided.

In making the order Judge Hough
denounced as cruel the efforts being
made to convince the depositors that they
might profit by the examination of
Siegel and Vogel in bankruptcy. He
pointed out that whatever small assets
might be discovered would go to the in-
dividual creditors of the men and not
to their creditors as co-partners.

All They Are Sure Of.

The money ordered paid is practi-
cally all that the bank depositors are
sure of. The trustee in bankruptcy
who will wind up the estate may have
a little to distribute, and there is the
possibility that eventually something
may be realized from the Siegel Stores
Corporation stock now held by the re-
ceiver. There is also the possibility
that something may be paid by way of
restitution by Siegel and Vogel, but if
this is done payment would probably
be made through the Depositors' Re-
alization Corporation, organized for that
purpose.

While Judge Hough was going over
the papers presented by James N.
Proskauer, counsel for the receiver,
Henry Siegel and Frank E. Vogel, ac-
tually under arrest in the prisoners'
room in the District Attorney's office,
were facing the prospect of spending
the night in the Tombs, because the
National Surety Company declined to
renew their bonds on the fourteen new
indictments unless the indemnitors in
Chicago assented to the proceedings.
After an hour's wait and much long
distance telephoning the necessary as-
sents were secured and both men were
freed.

Siegel and Vogel were placed under
arrest on bench warrants issued when
they failed to appear in court yester-
day morning to plead to the new in-
dictments. Assistant District Attorney
Arthur C. Train told Judge Mulken
that the indicted men were missing.
Stanchfield & Levy had been told to have them in
court.

"Mr. Clark," ordered the court, "you
will issue bench warrants for these
men. We will put them in the Tombs
and when we want them we will know
where they are. They will be dealt
with just as other defendants are."

Siegel and Vogel Arrested.

Lieutenants "Boots" Trojan and Ed-
ward Raynes, of the District At-
torney's staff, were assigned to find
Siegel and Vogel. They were at first
told that both were out of town.
Stanchfield & Levy said their failure to
be in court was due to a misunder-
standing, and assured the officers that

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\$750,000 FOR WELLESLEY

Rockefeller Gift Conditional on
Raising \$2,000,000.

Wellesley, Mass., April 8.—Wellesley
College has received a gift of \$750,000
from the Rockefeller Foundation
toward restoring facilities lost in the
recent destruction of College Hall by
fire. In announcing the gift to-day,
the board of trustees of the college
said it was conditional upon raising
\$2,000,000 before the first of next Jan-
uary. The plan of the trustees is to
expand a million and a quarter for new
buildings and three-quarters of a
million for endowment.

MAN DYING NEAR WALDORF

No Clue to Identity of Apoplexy
Victim Found in Street.

Detectives of the West 30th st. sta-
tion are trying to learn the identity of
a well dressed man who was found
unconscious and probably dying in the
gutter at Fifth ave. and 33d st., across
the avenue from the Waldorf-Astoria,
at a late hour last night. He was
taken to the New York Hospital suf-
fering from apoplexy. The police at
first believed he had been struck by
an automobile.

A brown soft hat he wore bore the
name of B. Kelinsky & Sons, hat-
makers, of Little Falls, N. Y., and a gold watch
bore the enameled initials "D. L. W." There
were no cards or letters that
might lead to further identification.

REVOLT IN JERSEY ON RESERVE BANK

Four Counties Seek to
Become Part of New
York District.

Representatives of practically all of
the banks of Hudson, Essex, Passaic
and Bergen counties, in Northern New
Jersey, met yesterday and vigorously
protested against the assignment of
that territory to the Philadelphia re-
gional reserve bank. The bankers of
Newark, Jersey City, Paterson, Passaic
and the other towns protest that their
business is done through New York
and that, logically and geographically,
they belong in this district.

The bankers avowed in the meeting
that they had subscribed to the new re-
serve system on the theory that they
would be permitted to do business in
the customary and most expeditious
way. This cannot be done through
Philadelphia, they say.

Copies of the resolutions of protest
adopted by the several county banking
associations will be sent to the Federal
Reserve Board and laid before Congress
through the Senators and Representa-
tives from that state.

HARVARD BELLINGER DIES

"Old Jones," Who Served Fifty
Years, Was Widely Known.

[By Telegraph to The Tribune.]
Cambridge, Mass., April 8.—"Old
Jones," known also as "Jonesey," who
was Harvard's bellringer for fifty
years in Harvard Hall, died at his
home in Cambridge this afternoon, at
the age of eighty-eight. During his
service he never once failed to toll the
bell to awake the Harvard students at
7 o'clock and to warn them to go to
the chapel exercise at 8:45 o'clock, al-
though there were many attempts by
the undergraduates to prevent him
from so doing.

BIRD ON DILEMMA'S HORNS

Navy Man Seems in for Trouble
in Wireless Suit.

[From The Tribune Correspondent.]
Trenton, N. J., April 8.—G. E. Bird, of
the New York Navy Yard, is in for
trouble when he testifies to-morrow in
the case of the Electric Signalling Com-
pany against the Marconi Wireless
Telegraph Company for infringement
of patent rights. The information
sought is regarded as confidential by
the Navy Department, which has or-
dered Bird to remain quiet about it, on
the ground of public policy. If Bird
testifies he will be in danger of disci-
plinary measures; if he refuses to tes-
tify he will be liable to punishment for
contempt of court.

It is up to Bird to select his punish-
ment.

AT 91, WHIPS SON-IN-LAW

Former Athlete Proves He Is
Master of the House.

[By Telegraph to The Tribune.]
Boston, April 8.—Michael Sullivan,
ninety-one years old, of Beverly, took
offence to-day when his son-in-law,
Thomas Dussett, fifty-six years old,
criticized the manner in which his wife
prepared dinner and administered to
him an old-fashioned whipping. When
neighbors responded to Mrs. Dussett's
screams and rushed into the house she
said: "Tom is killing father."
There was another tale to be told in
the kitchen, however. Sullivan, who is
an athlete of long ago, is still able to
give a good account of himself. The
neighbors found Dussett somewhat
beaten up and willing to acknowledge
Sullivan master of the house.

LATEST FASHIONS

—BY—
BESSIE ASCOUGH

SEE PAGE 5

APOLOGY FROM U. S. TO COLOMBIA

Treaty Signed at Bogota
Said to Contain Expres-
sion of Regret.

CANAL PRIVILEGES TO BE ACCORDED

"Moral Reparation" Clause Likely
to Endanger Ratification of
Pact in Senate.

Bogota, April 8.—The entire text of
the treaty between the United States
and Colombia settling the Panama con-
troversy, which was signed here yester-
day, is not to be published officially
until after the Easter holidays. Repre-
sentative newspapers here, however,
declare to-day that the treaty is very
concise and contains the following pro-
visions:
I.—The restoration of friendly rela-
tions between the United States and
Colombia.
II.—An indemnity of \$25,000,000 to be
paid to Colombia six months after the
ratifications have been exchanged be-
tween the two countries.
III.—Certain privileges for Colombian
commerce by way of the Panama
Canal.
IV.—The Colombian-Panama bound-
ary to be based on the law of June 9,
1855, demarcating the former Colum-
bian State of Panama.
V.—The United States to lend her
good offices for the settlement of pend-
ing questions between Colombia and
Panama.

[From The Tribune Bureau.]
Washington, April 8.—The new treaty
between the United States and Colum-
bia, which was signed in Bogota yester-
day, although the State Department
will not admit it, contains a clause in
which the United States makes "moral
reparation" to Colombia by an expres-
sion of regret over the severance of
Panama from Colombia. In addition to
this, the United States agrees to in-
demnify Colombia for her loss of territory
to the extent of \$25,000,000.

It is certain that the treaty will cre-
ate a row in the Senate, and its ratifi-
cation is a matter of grave doubt.
Already many Senators have expressed
a determination to oppose approval of
the convention, which, they consider,
involves national humiliation to an ex-
tent infinitely greater than the circum-
stances justify, and there are predic-
tions that if the administration puts
itself squarely back of this convention
the fight will be as vicious as that on
the Panama tolls question.

Colombia Well Satisfied.

Colombia, naturally, is well satisfied
with the arrangement, although Colum-
bians here complacently state that their
country is getting no more than she de-
serves on account of the loss of Panama.
The United States gets nothing out of
the treaty except a settlement of a ten-year
old dispute. There has been hope in
Washington that in making an agreement
with Colombia the Secretary of State
would obtain not only a settlement of all
differences, but also an option on the
Atrato River canal route, which the Pear-
son interests of England endeavored to
obtain last year, as well as exclusive privi-
leges for the United States concerning
the use of the Gulf of Darien and other
Colombian harbors for naval purposes.
Nothing of the sort, however, appears in
the treaty, and it is considered that a
grave mistake is being made.

It will be recalled that some months ago
Lord Murray of Elibank, a partner of
Pearson & Sons, of which Lord Cowdray,
of Mexican fame, is the head, stated in
London that at one time during his nego-
tiations for an oil monopoly in Colombia
he had in his hand a concession for an
inter-oceanic canal through Colombia.
Partly through the influence of the
United States that concession was blocked
at the end of the last session of the Co-
lombian Congress, but it is well known in
the State Department that the matter is
coming up again, and that there are
chances that the bill granting the conces-
sion will be passed by the Colombian
Congress. Agents of the department are
keeping close watch on the situation, but

Continued on third page, second column.

TO TEST WIRELESS TELEPHONE

BETWEEN STATION AND TRAIN

Great Possibilities Seen in Success of Experiment by

Lackawanna Railroad at Scranton with

Buffalo Limited.

Between 1:45 and 3:20 o'clock to-
morrow afternoon a wireless telephone
test will be made between the station
at Scranton and the Buffalo Limited
Express, westbound. Engineers say
the test may lead to vastly increased
safety in railroading.

Transmitting apparatus will be in-
stalled at Scranton to-night, and re-
ceiving apparatus has already been ad-
justed in a car of the train. The re-
sult, according to E. L. Foley, chief of
the telegraph and telephone depart-
ment of the Lackawanna, will prove
the feasibility of communication be-
tween stations and moving trains.
"If you can reach trains you can con-
trol their movements," he added, "and
from that time the element of danger
is cut down almost to the point of elimi-
nation. There are any number of in-
stances in which a dispatcher, after
issuing an order, finds he has given
another train right of way. In such
cases wireless telephony might avert
accident, enabling the dispatcher to
warn the engineer long after he has

run far out of reach under present con-
ditions.

"The phone should be particularly
useful in the West, where most of the
roads are single tracked, necessitating
definite knowledge of the position of
every train in order to avoid accident.

"Marconi in his European tests has
talked only fifty miles, but I think we
may be able to talk one hundred. In
to-morrow's test we have made no pre-
vision for sending from the train, only
for receiving, but if the experiment is
successful we shall install the complete
apparatus as soon as possible.

"The same aerial and receiving ap-
paratus will be employed as is used in
wireless telegraphy, but the transmit-
ting arrangement will be totally dif-
ferent. The length of the wave used
will be about 2,000 meters, a frequency
of nearly 150,000 c. seconds.

"The tuning is very sharp, allowing
a large number of stations to operate
without interference within a small
radius. A microphone transmitter simi-
lar to the one in use on ordinary
telephone lines, but designed for a
much heavier current, will be used."

KENNEDY IN PRISON COUP

New Legal Fight May Win Him
Warden Clancy's Job.

Colonel Weeks, District Attorney of
Westchester County, at White Plains,
announced yesterday that argument on
a motion for the dismissal of the in-
dictments against John S. Kennedy,
former warden of Sing Sing prison, will
be made before Justice Tompkins at
Nyack on April 18. Counsel for Ken-
nedy will move for the dismissal of the
indictments, on the ground that there
was no legal evidence on which to base
the charges.

The inquiry before the grand jury at
White Plains cost \$24,000.

It is said that the move to dismiss
the indictments is the first step to re-
store Kennedy to his place as warden.

NIXON'S SON BREAKS DOWN

In Collapse as Result of His At-
tack on New Haven Man.

[By Telegraph to The Tribune.]
New Haven, April 8.—Stanhope Nixon,
son of Lewis Nixon, has collapsed fol-
lowing his arrest for assaulting Edward
Everitt, of this city. Nixon's case is
to be heard in court here on Friday,
but his counsel will ask postponement
for two weeks.

Nixon has resigned from Yale and
has gone to the home of his father. He
is prepared to plead guilty.

DR. PRICE ACCUSERS PLAN NEW MOVE

Alleged "Poison Pen" Let-
ters May Be Turned Over
to Federal Officials.

Disgusted with the light sentence
which Dr. Jacob Embury Price re-
ceived from the Methodist Church
conference for his alleged kissing propen-
sities, the women members of the
church who were complainants against
him met last night at the home of
Mrs. Claude Doré, of 580 West 161st
st., to protest against the church's
action and to consider ways and
means by which the minister can be
brought to some heavier punishment.

Fifteen persons were present in the
house of Mrs. Doré, who is reported to
be the one woman to whom Dr. Price
admits giving the pastoral kiss.

Dr. Price was held by the church
court which tried him of being guilty
of "imprudent and unministerial" con-
duct and was admonished by the
conference.

The meeting in Mrs. Doré's home
lasted until nearly midnight. The
women who had appeared against Dr.
Price denounced the action of the
church court, and said they felt that
there was no course left for them but
to attempt vindication.

The "poison pen" letters which are
said to have been sent to Mrs. Doré
and others came in for a share of the
discussion, and it was intimated that
the anonymous communications which
the committee avers were not consid-
ered by the church court will be turned
over to the postal authorities and the
United States District Attorney.

After the meeting some of the women
said they only wished that Dr. Price
would bring suits for slander against
the women who appeared against him
at the church trial, as that would give
them a chance to bring out the facts
in the law courts. They were unde-
cided as to whether they would bring
actions for assaults on their own ac-
counts.

Claude Doré, the husband of the chief
complainant, who drew the bill of
charges on which Dr. Price was tried,
said after the meeting that action of
some kind would be taken to vindicate
the accusers of the minister.

It was said at the meeting that the
church had become irremediably split
over the Price charges and that a num-
ber of communicants had resigned since
the trial terminated.

Inch of Snow in Northern Texas

Dalhart, Tex., April 8.—Winter came
back to the Texas Panhandle to-day
with a temperature of 10 degrees above
zero. All the fruit in this section, it is
believed, has been killed. An inch of
snow has fallen.

FLEXNER ATTACKS PRIVATE SCHOOLS

Tells Board of Education
Their Graduates Fail in
City's Tests.

LOSES FIGHT TO KEEP EXAMINATIONS

Resolution Admitting "Outside
School" Pupils on Certificate
Adopted, 34 to 5.

The Board of Education so amended
its bylaws yesterday that graduates of
elementary, parochial and other schools
outside the public school system can
enter the high schools without having
to take examinations, as in the past.

But such action was not taken before
Dr. Abraham Flexner, secretary of the
General Education Board, and recently
appointed to the Board of Education,
in a fiery appeal, warned the board
that it should insist on an investiga-
tion of the "private schools," as he
termed them, to learn about their
courses of study and the efficiency of
their teachers if examinations were not
to be required. As to the principle, he
was in favor of no examinations.

Such an investigation was the desire
of the City Superintendent, Dr. Wil-
liam H. Maxwell, but he said the au-
thorities in these schools would not
permit it.

"Out of a total of 2,162 graduates of
private schools certificated by their
teachers as fit to enter the high
schools," declared Mr. Flexner, "26 per
cent failed to pass their examinations.
Of those who entered the schools 19 per
cent failed later."

Arthur Somers took issue with Mr.
Flexner, and contended that the
amendment would make it possible for
the public school authorities to pro-
scribe all schools that did not come up
to the requirements.

"There are 250,000 pupils in schools
in this city outside the public schools,"
said Mr. Somers. "Their school build-
ings represent a cost of \$10,000,000. I
think Mr. Flexner is unnecessarily
alarmed, for the proposed amendment
states explicitly under what conditions
graduates of these schools can enter
the high schools."

He asserted that the teachers in
these outside schools would not suffer
by contrast with those in the public
schools.

Dr. Maxwell declared the present at-
titude intolerable.
"I have recently seen the authorities
of those schools," he asserted. "When
they said they would welcome us as
visitors they would not submit to an
official inspection. They were willing
to report on their courses of study or
about the standing of a particular
pupil. But under this ruling before the
board we would not have the right to
enter such schools."

Mr. Flexner still maintained that the
wording of the amendment was not ex-
plicit enough. George J. Gillespie in-
sisted it was. He declared this was a
question which had been before the
bylaws committee for two years, and
that the framing of the resolution was
done only after the longest and most
careful consideration.

When the matter came to a vote the
board adopted it by 34 to 5. Mr. Flex-
ner being one of the five.

The resolution was, in part, as fol-
lows:

"Pupils who have graduated from
schools other than the public schools,
provided such schools maintain an
eight-hour course of study substan-
tially equivalent to that pursued in the
public elementary schools, and pro-
vided such schools are conducted under
the supervision of recognized authori-
ties, may be admitted to high school in
like manner."

Regarding certificates it reads:
"These certificates must be approved
by the district superintendent or other
official authority recognized by the
board of superintendents in accordance
with regulations to be prescribed by
said board."

Dr. Ira S. Wile and Miss Olivia Lev-
entritt, a sub-committee on vocational
guidance of the high school committee,
submitted a report to the board, in
which they asserted that there is a to-
tal lack of definite information on
vocational guidance, and made these
recommendations:

"That public money should not be
spent for placement by the Board of
Education.

"That placement, or finding jobs for
children under sixteen, in the public
schools is essentially undemocratic, and
that no further placement should be
organized at present."

"A YOUNG GIRL" VANISHES

Miniature Mysteriously Disap-
pears from Exhibit.

Detectives are trying to solve the
mystery of the disappearance of "A
Young Girl," a miniature by Mrs.
Ethelyn Brewer DeFoe, from the As-
sociation of Women Painters and
Sculptors' Exhibition in the Knoedler
galleries, 555 Fifth ave., which opened
Monday.

It was while the crush at the opening
was at its height, about 3:30 in the af-
ternoon, that the painting was mis-
sed. It is supposed that some one saw it,
admired and coveted it, and in the
crowd succeeded in slipping it from its
place.

The artists are now wondering
whether the painting will be returned
as was Jane Pouppoulet's art work.

MAYOR'S RELATIVE ROBBED

Miss McCue Says Man Snatched
Her Handbag and Ran.

On complaint of Miss Ella T. McCue,
a school teacher, of 210 East 61st st.,
who, it was said, is a relative of Mayor
Mitchell, Joseph Heller, of 32 First ave.,
was arrested last night charged with
grand larceny. The prisoner was
identified by Miss McCue and also by
Eugene Seichenger, of 433 East 9th st.,
who made a similar complaint.

According to Miss McCue, she was
walking in 1st st., between Avenues A
and B, on the night of February 9,
when the prisoner snatched her hand-
bag, containing \$16 and ran away. Miss
McCue pursued the man, but he
disappeared into a tenement. When
talking to the detective Miss McCue
said the Mayor was interested in the
case.

BENNETT MAY QUIT CAIRO

Physicians Hope to Take Him
from There to Heliopolis.

Cairo, April 8.—An amelioration was
noted to-day in the condition of health
of James Gordon Bennett, proprietor of
"The New York Herald." The physi-
cians in attendance stated that they
expected he would be well enough soon
to leave for Heliopolis.

MRS. WERNER PLANS TO SELL ELMHURST

Associations Too Unhappy
to Stay—Orders Morosini
House Stripped.

Mrs. Giulia Morosini Werner will dis-
mantle and sell her beautiful home,
Elmhurst, at Riverdale, because her
unhappy marriage to Arthur M. Werner
has made it unendurable. With
her brother, Giovanni Morosini, she
visited the estate yesterday to begin
the work of stripping the house of its
furnishings and putting it in shape for
the market.

The collapse of her hero worshipping
romance came when she realized that
in spite of the detectives on the ground
the value of her paintings, silverware
and furniture invited robbery unless
she maintained sleuths on the place in-
definitely.

According to a friend to whom Mrs.
Werner confided her troubles, the fact
that her girlhood was spent on the es-
tate, that her policeman-husband was
employed there as a superintendent be-
fore they were married and that her
married life had been devoted to en-
joying the grounds made her last hap-
piness too much to be borne. And the
thought of renting to strangers the
house in which she met Werner was
equally repulsive.

Mrs. Werner, showing the strain of
the last week, went to Riverdale by
train, instead of automobile. In the
same way she left in the evening for
New York. She has arranged to with-
draw gradually the force of detectives
coincidentally with the removal of the
furnishings from the house. She will
replace them, it was said, by other
guards.

The possibility of their work being
ended has caused the detectives to
increase their efforts to show how well
the estate is guarded. A load of oats,
bran and corn brought in a wagon for
the livestock was searched to make
sure that no spy was concealed in it.
The telephone wires have been re-
strung, to prevent eavesdropping.

A distinct feeling of nervousness
was observed soon after the report
reached the detectives that a group of
East Side gunmen had gathered in a
saloon in Yonkers. It was at once
feared that a raid was being plotted,
and several detectives went to the
saloon to "size up" the situation. The
detectives obtained a police dog, and
hourly night patrols of the entire place
were made.

Werner, it was learned, has post-
poned his trip to Elmhurst for his
clothing and other property. It was
thought that with a battery of pho-
tographers and moving picture opera-
tors he would arrive in Riverdale
this morning.

JOHN D.'S BEES IN SCHOOL

Swarm Makes a Pound of
Honey Each for 125 Pupils.